

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Sean Bennett, an individual,

Plaintiff,

v.

City of Phoenix, a governmental entity;
American Airlines, Inc., a foreign
corporation; Officer Joel Cottrell and Jane
Doe Cottrell, a married couple; Officer
Benjamin Denham and Jane Doe Benham
a married couple; Officer Todd Blanc and
Jane Doe Blanc, a married couple; Officer
Peru and Jane Doe Peru, a married couple;
Sergeant Hogan and Jane Doe Hogan, a
married couple,

Defendants.

No. CV-23-02425-ROS-DME

FINAL RULE 54(b) JUDGMENT

The Court's April 23, 2024 Order (Doc. 20) granted the Motion to Dismiss (Doc. 8) filed by Defendants the City of Phoenix (the "City"), Joel Cottrell, Todd Blanc, Rudolfo Peru, and Ryan Hogan.

THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED

(1) dismissing the City from this action with prejudice;

(2) dismissing with prejudice Plaintiff's state-law claims in Counts Three, Four, Five, Six, and Seven as asserted against Officers Joel Cottrell, Todd Blanc, Rudolfo Peru, and Ryan Hogan based on Plaintiff's failure to comply with Arizona's Notice of Claim Statute, A.R.S. § 12-821.01(A); and

(3) dismissing with prejudice Plaintiff's claims under 42 U.S.C. § 1983 in Counts One and Two as against Officers Joel Cottrell, Todd Blanc, Rudolfo Peru, and Ryan

1 Hogan because these Defendants are entitled to qualified immunity as to those claims.

2 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that there
3 is no just reason for delay, and that final judgment is entered under Fed. R. Civ. P. 54(b) in
4 favor of the City and Officers Joel Cottrell, Todd Blanc, Rudolfo Peru, and Ryan Hogan
5 on Plaintiff's claims against them.

6 DATED this _____ day of September, 2024.
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